

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**CONRADO CRUZ PEREZ, GERARDO GREGORIO  
VEGA, JUAN FRANCISCO MONROY POREDES,  
AND MARCO GONZALES,**

**PLAINTIFFS**

**V.**

**CAUSE NO.: 1:15CV415-HSO-JCG**

**OSCAR GONZALES, INDIVIDUALLY; OSCAR  
GONZALES D/B/A O.G. CONSTRUCTION A/K/A  
O G INC.; RONALD PERKINS, INDIVIDUALLY; RONALD  
PERKINS D/B/A O.G. CONSTRUCTION A/K/A O G INC.;  
AND MEMORIAL HOSPITAL AT GULFPORT**

**DEFENDANTS**

**ORDER OF PARTIAL DISMISSAL**

BEFORE THE COURT is Defendant Memorial Hospital at Gulfport's ("Memorial") Partial Motion to Dismiss [8] requesting the dismissal of certain claims asserted against it by Plaintiffs. Upon representations made by Counsel for Plaintiffs and Memorial, the Court finds that Plaintiffs and Memorial have agreed to resolve the Motion to dismiss the claims at issue in Memorial's Motion without prejudice. Accordingly,

**IT IS, THEREFORE, ORDERED AND ADJUDGED** that, pursuant to Rule 41 of the Federal Rules of Civil Procedure, the claims asserted by the Plaintiffs in Count Two of their Complaint (Paragraph Nos. 97 through 108) are hereby **DISMISSED WITHOUT PREJUDICE** as to Defendant Memorial Hospital at Gulfport only.

**IT IS, FURTHER, ORDERED AND ADJUDGED** that this Order of Partial Dismissal is limited to the claims asserted by the Plaintiffs in Count Two of

their Complaint (Paragraph Nos. 97 through 108) and only to the degree that such claims are asserted against Memorial. All claims, other than those asserted in Count Two, remain pending against Memorial, and all claims contained in Plaintiffs' Complaint remain pending against the other Defendants, until this Court rules otherwise.

**SO ORDERED AND ADJUDGED**, this the 29<sup>th</sup> day of April, 2016.

*s/ Halil Suleyman Ozerden*

HALIL SULEYMAN OZERDEN  
UNITED STATES DISTRICT JUDGE